

REMARKS

Claims 1-20 remain pending in the application with the present amendments. Claims 21-24 are canceled herein. The objection to claim 1 is addressed by appropriate amendment. Claims 1-5, 8, 9, 13, 14, 17, 18 and 21 including the independent claims 1, 8, 13 and 17, were rejected under 35 U.S.C. §102 as being anticipated by U.S. Patent No. 5,801,747 to Bedard issued September 1, 1998 ("*Bedard*"), and the remaining claims were rejected as being obvious over *Bedard*, in view of U.S. Patent No. 6,177,931 B1 to Alexander et al. issued January 23, 2001 ("*Alexander*"). For the reasons set forth below, it is respectfully submitted that the claims as amended herein are distinguished over *Bedard*, *Alexander* and all other art of record. Reconsideration and withdrawal of the rejections is respectfully requested.

As amended herein, claim 1 defines an invention in which items of information are transmitted to a user terminal, and in which some of the transmitted items are selected on the basis of information representing an access priority for each of the selected items of information and then stored in the user terminal. The thus stored information is then arranged in an order according to the access priorities. Method claim 8 contains similar recitations, and apparatus claims 13 and 17 contain corresponding similar recitations.

By contrast, the sections of *Bedard* cited by the Examiner merely describe a method of constructing a "viewer profile". *Bedard* does not teach that the information contained in the viewer profile is selected from items of information transmitted to the user terminal, and and stored, as recited in claim 1. Rather, the information contained in the viewer profile merely identifies the programs most recently viewed at a particular receiver, e.g. television receiver. Rather than

teaching the selection and storage of transmitted items of information, *Bedard* teaches locally generating the information, at the receiver, to be placed in the viewer profile. In addition, *Bedard* neither teaches nor suggests that information is selected on the basis of information representing an access priority for each of the selected items of information. Neither does *Bedard* teach or suggest arranging the selected and stored items in an order according to the access priorities.

Moreover, neither *Alexander* nor the remaining art of record provides the teachings which *Bedard* lacks with respect to the presently pending claims. *Alexander* neither teaches nor suggests a method in which some items of transmitted information are selected on the basis of information representing an access priority for each of the selected items of information and then stored. Also, *Alexander* neither teaches nor suggests arranging the selected and stored items in an order according to the access priorities.

Support for the present amendments is provided, *inter alia*, at ¶¶[0013] and [0085].

As it is believed that all of the rejections set forth in the Official Action have been fully met, favorable reconsideration and allowance are earnestly solicited. If, however, for any reason the Examiner does not believe that such action can be taken at this time, it is respectfully requested that he telephone the undersigned attorney at (908) 654-5000 in order to overcome any additional objections which he might have.

Application No.: 09/812,163

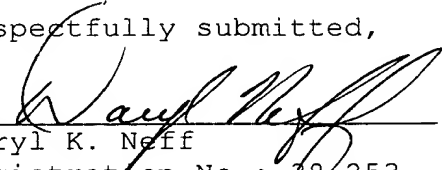
Docket No.: SONYJP 3.0-147

If there are any additional charges in connection with this requested amendment, the Examiner is authorized to charge Deposit Account No. 12-1095 therefor.

Dated: September 9, 2004

Respectfully submitted,

By


Daryl K. Neff

Registration No.: 38,253

LERNER, DAVID, LITTENBERG,

KRUMHOLZ & MENTLIK, LLP

600 South Avenue West

Westfield, New Jersey 07090

(908) 654-5000

Attorney for Applicant

507886_1